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R. Gary Hill, CSR, RMR
CSR #1152
Kay C. Hill, CSR, RMR
CSR #2368

FILED

FEB 24 1997

TO: David Jones, Esq.
James Meeder, Esq.

ENVIRONMENTAL PROTECTION AGENCY
REGION IX
HEARING CLERK

FROM: Kay C. Hill, CSR

DATED: February 21, 1997

RE: Catalina Yachts Hearing of 1/28/97

After speaking with Mr. Steve Armsey of the EPA, I am enclosing a corrected page to be attached to your transcript of 1/28/97 in the above referenced matter.

Mr. Armsey pointed out that Exhibit 6 was admitted into evidence in the transcript before the judge had made his final ruling on its admission.

Kay C. Hill

cc: S. Armsey

1 in evidence.]

2 THE COURT: And, of course, we still have
3 pending Mr. Meeder's motions to admit R-6.

4 And I assume, Mr. Jones, that you are still
5 maintaining your objection?

6 MR. JONES: Yes, sir.

7 THE COURT: Well, your objection is that it
8 was irrelevant, and that specific objection I am
9 overruling on the grounds that it is relevant to
10 penalty mitigation.

11 MR. MEEDER: Your Honor, I would like also,
12 for convenience of the Court, to move into admission
13 our seven and eight, which has been marked for
14 identification.

15 THE COURT: Yes, those two documents are
16 judicially noticeable.

17 [Respondent's Exhibits 7 and 8 were received
18 in evidence.]

19 THE COURT: What I will do, I will admit the
20 letter, the letter signed by Mr. Pepiak to Mr. Douglas,
21 but the declaration I think I am going to exclude
22 because Mr. Pepiak isn't available for
23 cross-examination.

24 [Respondent's Exhibit No. 6 was received
25 in evidence.]

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